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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 v.

12 PAIGE A. THOMPSON,

13 Defendant.
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Case No. CR19-159RSL

ORDER GRANTING
UNOPPOSED MOTION TO
CONTINUE TRIAL DATE
AND PRETRIAL MOTIONS
DEADLINE

16 This matter comes before the Court on defendant's "Unopposed Motion to Continue Trial
17 Date and Pretrial Motions Deadline." Dkt. # 107. Having considered the facts set forth in the
18 motion, and defendant's knowing and voluntary waiver, Dkt. # 108, the Court finds as follows:

19 1. The Court adopts the facts set forth in the unopposed motion: specifically, that on June
20 17, 2021, the government obtained a Superseding Indictment that includes additional counts,
21 that the government has produced a significant amount of electronic data (around 20 terabytes),
22 that the government is likely to continuing generating and producing discovery, that discovery
23 includes sensitive material like malware and personally identifiable information of individuals,
24 that defense counsel needs additional time to review the voluminous discovery and comply with
25 the handling and storage of protected material, to conduct follow-up investigation, and to retain
26 and consult with experts, and that the COVID-19 pandemic has interfered substantially with the
27 parties' ability to investigate the case and prepare for trial. The Court accordingly finds that a
28 failure to grant a continuance would deny counsel, and any potential future counsel, the

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1 reasonable time necessary for effective preparation, taking into account the exercise of due
2 diligence, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(iv).

3 2. The Court finds that a failure to grant a continuance would likely result in a miscarriage
4 of justice, as set forth in 18 U.S.C. § 3161(h)(7)(B)(i).

5 3. The Court finds that the additional time requested between October 18, 2021 and the
6 proposed trial date of March 14, 2022, is a reasonable period of delay as defense counsel needs
7 additional time to review discovery and investigate the case. The Court finds that this additional
8 time is necessary to provide defense counsel reasonable time to prepare for trial, considering all
9 the facts set forth above.

10 4. The Court further finds that this continuance would serve the ends of justice, and that
11 these factors outweigh the best interests of the public and defendant in a speedier trial, within
12 the meaning of 18 U.S.C. § 3161(h)(7)(A).

13 5. Defendant has executed a waiver indicating that she has been advised of her right to a
14 speedy trial and that, after consulting with counsel, she has knowingly and voluntarily waived
15 that right and consented to the continuation of her trial to a date up to and including April 30,
16 2022, Dkt. # 108, which will permit her trial to start on March 14, 2022.

17 IT IS HEREBY ORDERED that the trial date shall be continued from October 18, 2021
18 to March 14, 2022, and pretrial motions are to be filed no later than December 2, 2021, and shall
19 be noted for consideration no earlier than the fourth Friday after they are filed.

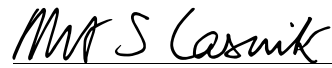
20 IT IS FURTHER ORDERED that responses to any pre-trial motions are due on
21 December 23, 2021 (or twenty-one (21) days after the filing of any motion filed prior to
22 December 2, 2021), and any replies thereto are due on January 10, 2022 (or seven (7) days after
23 filing of any response filed prior to December 2, 2021); and

24 IT IS FURTHER ORDERED that the period of time from the current trial date of
25 October 18, 2021, up to and including the new trial date, shall be excludable time pursuant to the
26 Speedy Trial Act, 18 U.S.C. § 3161, *et seq.* The period of delay attributable to this filing and
27 granting of this motion is excluded for speedy trial purposes pursuant to 18 U.S.C.
28 §§ 3161(h)(1)(D), (h)(7)(A), and (h)(7)(B).

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1 IT IS SO ORDERED.
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4 DATED this 1st day of July, 2021.
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8 Robert S. Lasnik
9 United States District Judge
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